

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Trustees Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

May 8,

2012

Held

20

The Etna Township Board of Trustees met on Tuesday, May 8, 2012 in the Etna Township Administration Building. The meeting was called to order at 7:00 p.m. by President Carlisle. Jeff Johnson led the invocation and Pam Munce led The Pledge of Allegiance. The roll call showed Trustees Jeff Johnson, John Carlisle, Randy Foor, and Fiscal Officer Walter Rogers present.

Trustee Carlisle added an Executive Session to the agenda after New Business as item VIII a.

Trustee Carlisle moved to adopt the agenda as amended. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Trustee Johnson moved to approve the April 21, 2012 regular meeting minutes. The motion was seconded by Trustee Carlisle and passed by unanimous affirmative vote.

Public Comments – None

Reports

Road Department – The written Road Report was reviewed.

Zoning Department – The written Zoning Report was reviewed.

Resolution 12-05-08-01: Trustee Carlisle moved to adopt the resolution to initiate a Safe Routes to School Travel Plan for Etna Elementary School through the Ohio Department of Transportation as presented. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

The entire resolution is as follows: WHEREAS, the United States Congress has set aside monies for Safe Routes to School Projects through the State of Ohio, Department of Transportation; and WHEREAS, Applicants can apply for these monies and be selected for funding by the State of Ohio, Department of Transportation; and WHEREAS, the School Travel Plan is an activity eligible to receive federal transportation funding; THEREFORE BE IT RESOLVED by the Board of Trustees of Etna Township, County of Licking, State of Ohio, hereinafter referred to as the Applicant, in the matter of the initiation of a Safe Routes to School Travel Plan for the Etna Elementary School, that the Board of Trustees President, John Carlisle, is hereby empowered on behalf of the Applicant to prepare and execute an application for SRTS School Travel Plan Development for the stated described project and to submit same to the State of Ohio, Department of Transportation. BE IT FURTHER RESOLVED that if awarded the project, no funding will be reimbursed to applicants for School Travel Plan Development. The Applicant will be asked to provide information, develop a team, and work with ODOT on plan development. The Applicant further agrees to pay One Hundred Percent (100%) of the cost over and above the work provided by the State of Ohio, Department of Transportation. BE IT FURTHER RESOLVED that upon completion of the described Project, the Applicant shall provide a completed School Travel Plan with adequate community endorsements. BE IT FURTHER RESOLVED that if the application is approved for the STP Development the Board of Trustees President, John Carlisle, is hereby empowered on behalf of the LPA to enter into a contract with the Director of the Ohio Department of Transportation necessary to complete the above described project.

Resolution 12-05-08-02: Trustee Carlisle moved to adopt the resolution for extending the expiration date on the Preliminary Development Plan of the JBW Planned Mixed-Use Development District. The motion was seconded by Trustee Foor. Discussion: The request is for a one year extension. The motion passed by unanimous affirmative vote.

The entire resolution is as follows: WHEREAS, the JBW Planned Mixed-Use Development District was approved by Resolution #11-05-03-03 on May 3rd, 2011; and WHEREAS, the Preliminary Development Plan for said district was approved by Resolution #11-06-18-01 on June 18th, 2011; and WHEREAS, Section 1903.C.4 of the Etna Township Zoning Resolution states that a Preliminary Development Plan shall expire one year after the approval date if a Final Development Plan has not been filed and therefore, the JBW PMUD Preliminary Development Plan would expire on June 18th, 2012 if a Final Development Plan is not filed before that date; and WHEREAS, Section 1903.C.4 of the Etna Township Zoning Resolution also allows for the Board of Trustees to grant a single extension of the Preliminary Development Plan for a period of one year. THEREFORE BE IT RESOLVED that the Board of Trustees of Etna Township, County of Licking, State of Ohio, approves a one year extension of the JBW PMUD Preliminary Development Plan in accordance with Section 1903.C.4 of the Etna Township Zoning Resolution; and BE IT FURTHER RESOLVED that this one year extension will commence on the one year anniversary date of the Preliminary Development Plan approval, being June 18th, 2012 and the new expiration date will be June 18th, 2013.

MORPC – Chris Harkness reported that the Licking County Prosecutor's Office will be drafting an agreement between Etna Township and the City of Reynoldsburg for the Taylor Road Project. The Agreement between Etna Township, Jobs Henderson, and Ohio Department of Transportation is still at the Ohio Department of Transportations' Central Office. Central Office is updating their computer system which has caused a delay.

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Economic Development – Chris Harkness is researching funding options for the Gateway Program and working with CTEC on the design. Chris also discussed the ability to maintain the areas. Mark Schaff discussed the strides to development a brand for the Etna Community. Mark Schaff discussed the Postal Identity Project and the Beautification Projects; both of these projects Chris Harkness provided the leadership on.

Fire District – Trustee Foor announced the Fire District should have received the new squad today.

Water & Sewer – Gary Burkholder provided the First Quarter Report and the 2011 Audit Report will be presented the first meeting in June. The District has repaired a large number of manholes. The Reynoldsburg School assessment check has been received. Gary Burkholder discussed how the Trustees and the District are working together. Trustee Carlisle spoke for the entire Board of Trustees and thanked Gary Burkholder for his leadership and letting the District know that Etna wants to work with them.

Public Hearing –

Article 12 – Signs and Article 2 – Definitions which was recessed on April 3, 2012.

Trustee Johnson moved to go into the Public Hearing for Article 12 – Signs and Article 2 – Definitions. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Chris Harkness discussed Zoning Amendment AM12-01. The Licking County Prosecutor's Office has rejected the proposed amendment. The issue is with Section 1211 item e regulating LED billboards. The Prosecutor's Office feels this is banning LED billboard. The Licking County Prosecutor's Office would not represent the township if this amendment was passed as proposed. The Trustees discussed different options on how to proceed. Chris Harkness stated the current Zoning Resolution regulates these signs using Section 1206.

Alice Beougher of 13255 National Road presented information from the past regarding billboard signage. Alice Beougher discussed a new sign that is being constructed next to her house. She stated the scale of justice should be in favor of the residents who pay taxes and live in our community. After the sign is erected the company moves to another area.

Pam Munce of 604 Pack Street had questions on signage on Route 40 and permitting signs at all. Chris Harkness stated it is a billboard sign that is an off-premise sign. Pam Munce discussed other sign issues in the township.

Chris Harkness stated there is a Technical Review Committee meeting, which is open to the public, scheduled for May 16, 2012 at 6:00 p.m. to review the issues with the sign.

Gary Burkholder of 254 Trail East advocates stricter sign regulations. Gary Burkholder supports using outside counsel for a second opinion.

Trustee Carlisle agrees that the scale of justice should be in the favor of the residents and not the sign company. Trustee Johnson would like the sign to be advertising a business in the township. Trustee Foor agrees with the comments from Gary Burkholder and wants to hold businesses to the criteria and guidelines of the Zoning Resolution.

Mark Schaff of 7461 National Road agrees there is a difference between Interstate 70 and State Route 40. Mark Schaff offered to have Virginia Schaff and Mary Turner provide history on this subject since they both previously served on the Board of Zoning Appeals.

Chris Harkness discussed the option of going to an outside attorney. The proposed text amendment would not allow off-premise internally lit signage but does allow for on-premise internally lit signage.

Trustee Carlisle would like to recess the meeting until June to allow for a meeting with the Licking County Prosecutor's Office to discuss this issue before going to outside counsel.

Trustee Carlisle moved to recess the public hearing until the first meeting in June (June 5, 2012) at 7:15 p.m. The motion was seconded by Trustee Johnson. Discussion: This would allow John Carlisle and Chris Harkness time to go to the Licking County Prosecutor's office and lay it out to them one more time. Then give a full report hopefully by the second meeting in May (May 19, 2012) if not by then definitely by the first meeting in June. The motion passed by unanimous affirmative vote.

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Old Business - None**Announcement and Trustee Comments**

Trustee Johnson discussed selling the old sound system. Trustee Carlisle believes the township has to auction it. Trustee Foor discussed selling it on GOV.DEALS. They will check with the Licking County Prosecutor's Office.

Trustee Foor discussed the Technical Review Committee meeting and suggested opening it up for public comments. The township received a call regarding the Nextel system switching to Sprint technology. Trustee Foor will follow-up on the cell phone agreement.

Fiscal Report

April 1, 2012

	Receipts	Expenditures
General Fund	10,497.82	48,082.70
MV License Tax	5,978.67	1,354.69
Gasoline Tax	14,647.93	12,045.30
Road & Bridge Fund	0.00	18,883.36
Cemetery	0.00	0.00
Special Assessment	0.00	352.37
Misc. Special	0.00	0.00
Misc. Debt	0.00	0.00
Road Right of Way Permit	<u>2,500.00</u>	<u>0.00</u>
Total	\$33,624.42	\$80,718.42

Funds Total April 30, 2012 is \$1,509,967.55.

Fiscal Officer Rogers reported on revised amounts from the Licking County Auditor's Office for the 2012 Permanent Appropriations under the Revenue Status/Budget under real estate tax from \$362,435.00 dollars to \$336,364.00 dollars which is a decrease of \$26,071.00 dollars. There was also a decrease of \$12,857.00 dollars in the original amount of \$251,683.00 dollars to \$238,826.00 dollars.

Resolution 12-05-08-03: Trustee Foor moved to adjust the 2012 Permanent Appropriations Revenue Status/Budget - Real Estate Tax account code 1000-101-0000 to \$336,364.00 and the General Fund - Other account code 1000-110-599-000 by \$26,071.00. To adjust the Revenue Status/Budget - Real Estate Tax account code 2301-101-0000 to \$238,826.00 and the Road & Bridge Other Other Expense account code 2031-330-599-000 by \$12,857.00. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

F/O Rogers discussed an article that was in the Columbus Dispatch regarding casino funds. He would like to push for either the Franklin County Program or a new formula for Licking County. According to the Columbus Dispatch figures it could bring in close to \$340,000.00 dollars to Etna Township. This currently stops at the county level and is not distributed to townships or municipalities.

Trustee Carlisle stated the Ohio Township Association Board of Director's has addressed this issue. They sent over to the Senate a request that the casino funds at the county level be distributed equitably by using the Franklin County Formula. The County Commissioner's Association is pushing to not adopt the language and keep the funds at the county level. The Townships need to put the pressure on their Commissioners' to distribute these funds to the Townships. Trustee Carlisle also discussed the Local Government Fund. Trustee Carlisle urged the public to contact their State Senator and House Representative regarding HB486 Casino Fund Bill and request an amendment to the bill to adopt the Equitable Distribution Formula like Franklin County uses from the County Level to the Municipalities. He also recommended calling Senator Tim Schaffer because it will go from the Senate back to the House. Trustee Carlisle has been asked to testify on this issue. F/O Rogers suggested contacting House Representatives Bill Hayes and Jay Hottinger.

Trustee Johnson moved to pay the bills as presented. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

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New Business -

The purpose of the Executive Session is for Employee Reviews.

Trustee Carlisle moved to go into Executive Session at 8:20 p.m. per O.R. C. 121.22 (G) (1) to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Trustee Johnson moved to come out of Executive Session at 8:55 p.m. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Carlisle stated the past year has been enjoyable being a supervisor. Chris Harkness is acting as a supervisor, Laura Brown is a team player and goes over and above, Mike Waller is superior with his knowledge of the township and is a great leader, and Donald Copley is an asset to the township and is working his way up to being the next Mike Waller.

Resolution 12-05-08-04: Trustee Carlisle moved to approve the following raises: Laura Brown 50 cents on the hour, Donald Copley 25 cents on the hour, Mike Waller 25 cents on the hour, and Chris Harkness a \$3,000.00 dollar annual increase. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Johnson moved to adjourn at 9:02 p.m. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.



John Carlisle, President



Walter Rogers, Fiscal Officer